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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	08/484,542
Filing Date	June 7, 1995
First Named Inventor	Mark L. Brader, et al.
Group Art Unit	1631
Examiner Name	M. Allen
Attorney Docket Number	X-10097

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ACK

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ 5 Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Other 16 documentary Exhibits; Request for Interference; Explanation of Evidence under 37 CFR §608(b)

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2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 05-0840
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension for Reply within third month (\$920.00) (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed **01 FC:1801 750.00 CH**
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Grant E. Reed	Registration No. (Attorney/Agent)	41,264
Signature		Date	April 24, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	K.S. Rhoades	Date	4-24-03
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

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ELI LILLY AND COMPANY

By Y.S. R. Roader

Date 4-24-03



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark Brader, et al.)
Serial No.: 08/484,542)
Filed: June 7, 1995) Group Art Unit:
For: **Stabilized, Acylated Insulin**) 1631
Formulations) Examiner:
Docket No.: X-10097) M. Allen

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AMENDMENT AND REPLY TO OFFICE ACTION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the final Office Action dated October 24, 2002 (Paper No. 36), Applicant provides the following amendment and remarks.

Applicants hereby petition for a THREE month extension of time under 37 C.F.R. § 1.136(a). Filed herewith is a Request For Continued Examination (RCE), and payment of the 3 month extension of time from our deposit account 05-0840 is authorized in that RCE document.

AMENDMENT

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In the Claims

Replace claims 27-29, 32, 58, 60, 61 and 64 with the following replacement claims.